

Tyngsborough Sewer Commission
Meeting Minutes
October 2, 2014 6:00 pm
Location: Tyngsborough Town Hall, Inspectional Dept.

Commissioners Attending: Jeff Hannaford (JH), Fred Perrault (FP) Brian Martin (BM)
Also Attending: Paul Provencher, Assistant Superintendent
Ken Carlson & Rosemary Blacquier, Woodard & Curran

Call to Order The meeting was called to order by Jeff Hannaford at 6:12 PM.

Item 1) **Citizen's Time** None

Item 2) **Phase I West** Discussion regarding postcard to be mailed.

Motion by BM to move to back Citizen's Time

2nd: FP

Motion passes 3-0-0

Item 1) **Citizen's Time** Robert Deschanes 5 Alden – looking to pave right of way sewer manhole in right of way. JH SC would be looking to be sure that the manhole is not paved over and we have access. Mr Deschanes agreed to raise manhole and ensure accessibility.

Motion by FP to allow Mr Deschanes to pave a portion of the easement ensuring accessibility to the manhole

2nd: FP

Discussion regarding the ownership of the property.

Motion passes 3-0-0

Motion by FP to move to back Phase I West

2nd: BM

Motion passes 3-0-0

Item 2) **Phase I West** a) Ed Duffy – Flint's Corner – Planning on building a new building for a supermarket. 2 houses were knocked down to accommodate the expansion. Concerned with capacity for the new building.

Discussion regarding:

IMA with Chelmsford and available capacity.
Phase I design.
Economic Development Committee 2006 & legal opinion re: reserving capacity
Hannaford Supermarket, Cains Foods
CWMP – highest priority was found to be Phase I
Phase II – upper Middlesex Road
Moratorium on connection
Betterments vs tie in fees
Water easement due to Charles George
Negotiations with Chelmsford for additional capacity
Lowell capacity, capacity with Dracut, switching flow from Dracut to Chelmsford.

- Item 2) **Phase I West** **b)** Discussion re: Letter to BOS from Treasurer Kerry Coburn Dion questioning the source of funds in the case of default or prepayment of betterments which could cause a shortage to cover interest.

Motion by BM to authorize the Sewer Administrator to pay out of retained earnings any amount necessary and additional interest that may be required for Phase I West sewer project borrowing through Mass Clean Water Trust due to prepayment of betterments which may cause a shortfall of interest charges, based on a full accounting and records provided by the Finance Department to be reviewed and approved by the Sewer Commission, Board of Selectmen and Finance Committee.

2nd: FP

Motion passes 3-0-0

- Item 2) **Phase I West** **c)** Discussion regarding Special Town Meeting presentation. Addressing misconceptions and misinformation. Woodard and Curran will need approval from the Moderator to speak.
- d)** Discussion regarding Easement sheet 3, problems with structures, alternatives:
 1) running pipe the length of Old Tyng.
 2) easement on Map 21, lot 17.

Woodard and Curran will review the alternatives.

- Item 3) **Correspondence** Letters received regarding 3 connection applications for:
 32 Progress Ave
 4 Middlesex Road
 65 Tyng Road

Administrator instructed to review applications according to regulations for completeness. SC will then respond accordingly.

- Item 4) **Complaints** None

- Item 5) **New Business** None

- Item 6) **Old Business** None

- Item 7) **Adjournment** **Motion by FP to adjourn at 9:00 pm.**
 2nd: BM
 Motion passes 3-0-0